CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on May 24000.

Kari Cruz

N 0 2 2000 3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Michael D. LAUFER

Serial No.:

09/095,323

Filing Date:

June 10, 1998

For:

METHOD AND APPARATUS FOR TREATING SMOOTH MUSCLES IN THE WALLS OF BODY CONDUITS

Examiner: D. Shay

Group Art Unit: 3739

AMENDMENT TRANSMITTAL

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Transmitted herewith is an Amendment in response to the Restriction Requirement dated April 26, 2000 in the above-referenced patent application:

- A verified Statement of Small Entity Status was previously submitted.
- □ No additional fee is required.
- Other enclosures: Return receipt postcard

The fee (if any) has been calculated as follows:

FOR	CLAIMS ON FILE AFTER THIS AMENDMENT MINUS HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	51-49	2	x \$18.00	\$36.00
INDEPENDENT CLAIMS	7-9	0	x \$78.00	\$0
MULTIPLE DEPENDENT CLAIM(S) (if not previously paid for and presented for the first time) * + \$260.00				\$0
TOTAL OF ABOVE CALCULATIONS =				\$36.00
Reduction by ½ for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27, 1.28).				\$18.00
			SUB TOTAL =	\$18.00
Petition for Extension of Time				\$0
		* * * * * * * * * * * * * * * * * * * *	TOTAL =	\$18.00

- A check in the amount of \$18.00 is attached.
- The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this transmittal and associated documents, or to credit any overpayment to **Deposit Account No. 03-1952** referencing docket no. 435712000900.

Respectfully submitted,

Dated: May 26, 2000

 $\mathbf{R}_{\mathbf{v}}$

Sanjay Bagade

Registration No. 42,280

Morrison & Foerster LLP 755 Page Mill Road

Palo Alto, California 94304-1018

Telephone: (650) 813-5741 Facsimile: (650) 494-0792

PATENT
Docket No. 435712000900

PATENT

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RESPONSE TO RESTRICTION REQUIREMENT AND AMENDMENT UNDER 37 C.F.R. 1.111

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

This is in response to the Restriction Requirement (Part of Paper No. 9) dated April 26, 2000, for which a response is due on May 26, 2000.

AMENDMENTS

Prior to considering applicant's provisional election as indicated below, please make the following amendments:

06/05/2000 BHABTEW 00000033 09095323

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